

Mayor Jay Don Watson  
Mayor Pro Tem Paul Madison

Councilmembers  
Russell Bradley  
Ben Hardeman  
Joe Marín  
Boyd Sheffield  
Ernie Wentrcek

## **AGENDA**

**BRYAN CITY COUNCIL  
REGULAR MEETING  
TUESDAY, MAY 11, 2004 – 4:30 P.M.  
COUNCIL CHAMBERS, BRYAN MUNICIPAL BUILDING  
300 SOUTH TEXAS AVENUE, BRYAN, TEXAS**

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- 1. CALL TO ORDER (Room 305)**
- 2. EXECUTIVE SESSION** – The City Council has determined a necessity to go into a closed to the public session under the provisions of Section 551, Texas Government Code, and the following topics may be discussed: under the authority of Section 551.071, consultation with attorney - seek advice of legal counsel regarding pending litigation, *Brazos Valley Coalition for Life, Inc., Donald Parsons, et al, versus City of Bryan, Texas*, Civil Action No. #H-02-4363, in the U.S. District Court, Southern District of Texas, Houston Division; seek advice of legal counsel regarding CCN applications at the TCEQ involving OSR and Brushy Water Supply Corporations; seek advice of legal counsel regarding the performance of contractual obligations for the Traditions project and pending litigation related thereto; seek advice of legal counsel regarding petition for disannexation; under the authority of Section 551.072, deliberation regarding real property – possible acquisition of property for Justice Center and possible acquisition of land in Park Hudson for future park development; under the authority of Section 551.074, personnel matters – receive and discuss report from Council appointees and consultant regarding personnel matters; and under the authority of Section 551.087, deliberation regarding economic development negotiations – discussion of offer of financial or other incentives for development of cinema/restaurant complexes in east Bryan and the Tejas Center.
- 3. OPEN SESSION FOR ACTION FOLLOWING EXECUTIVE SESSION, IF NECESSARY (COUNCIL CHAMBERS)**
- 4. INVOCATION (Approximately 6:00 p.m. – Pastor J.J. Ramirez, Save Our Streets Ministry) AND PLEDGE OF ALLEGIANCE**
- 5. PROCLAMATIONS AND PRESENTATIONS**
  - Country Club Estates Neighborhood Association
  - Brookhollow Homeowners Association
  - Brazos Valley Troupe
  - Brazos Heritage Society Presentation for Bryan Charter Preservation
- 6. HEAR CITIZENS**

## **7. CONSENT (AUTOMATIC APPROVAL) AGENDA**

This agenda consists of ministerial or “housekeeping” items required by law. Items may be removed from the consent agenda by majority vote of the Council.

- a. Approval of [Minutes](#)** – Workshop and Regular meetings of April 27, 2004.

- b. Consideration – [Interlocal Agreement with Brazos County](#) – Hugh Walker**

Consider approving an interlocal agreement with Brazos County, Texas, for the Brazos County Sheriff’s Department to provide inmate services in the form of minor landscaping and litter patrol services within the City of Bryan, Texas.

- c. Consideration – [Renewal of Custodial Services Contract](#) – Mark Hollas**

Consider approving the first extension of an existing annual contract for Custodial Services – Section B: Parks, with Howell Service Corporation of College Station, Texas, in the amount of \$98,868.92. Source of Funds: Recreation/Facility/Fleet Services – Contractual Services. ([Renewal Letter](#))

- d. Consideration – [Pre-Coated Aggregate Contract](#) – Barbara Bayer**

Consider award of annual contract to Young Contractors, Inc., of Bryan, Texas, in the amount of \$100,300 for pre-coated aggregate, which is used for minor street maintenance by Public Works. Source of Funds: System Maintenance/Street System. ([Bid Tabulation](#))

- e. Consideration – [Commercial Metal Solid Waste Containers Contract](#) – Kelly Wellman**

Consider approving a contract with Bryan Container Company, Inc., located in Bryan, Texas, in the amount of \$58,000 for commercial metal solid waste containers. Source of Funds: Environmental Services, Machinery & Equipment/Refuse Containers.

- f. Consideration – [Rejection of Bids for Side Loader Units](#) – Kelly Wellman**

Consider rejecting all bids received in response to RFB #04-067, Refurbish Two Automated Side Loader Units. Heil of Texas, submitted the only bid received in response to RFB #04-067. The total bid price of \$93,219.76 exceeds the department’s budgeted amount for this work. The department will determine if the scope of work can be amended to re-bid the work in a more cost effective method. ([Bid Tabulation](#))

- g. Consideration – [Lease Agreement with Bryan Independent School District](#) – Barbara Bayer**

Consider approving an amendment to a December 18, 2001, lease agreement with the Bryan Independent School District for the parcel of land located in the City of Bryan Original Townsite, Brazos County, Texas, and being described as Lots 1 and 2, Block 56. This amendment will provide for the correction to the legal description of the property being leased and will provide for the subletting of the property with prior consent of the Bryan Independent School District.

**h. Resolution – [Special Warranty Deed for Elder-Aid](#) – David Storrie**

Adoption of a resolution of the City Council of the City of Bryan, Texas, authorizing the Mayor to sign on behalf of the City a special warranty deed conveying Lot 6, Block 187, City of Bryan, Brazos County, Texas, according to plat thereof recorded in Volume H, Page 721 of the Deed of Records of Brazos County, Texas, to Elder-Aid, a non-profit community housing development organization, for the purpose of constructing quality housing for low to moderate income elderly residents of the City of Bryan.

**i. Second and Final Reading of an Ordinance – [Farm to Market Road 1179 Speed Limit Change](#) – Kevin Russell**

Second and final reading of an ordinance of the City of Bryan, Texas, amending Section 27-34, “Schedule of Maximum Speed Limits”, of the Code of Ordinances, City of Bryan, Texas, by revising speed zones on Farm to Market Road 1179 from South College Avenue to Manorwood Drive; providing for a penalty; and providing for publication.

**8. STATUTORY AGENDA**

This agenda consists of items previously approved by Council action, such as adoption of items that are part of an approved budget or capital improvements project, first readings of ordinances, or action which is required by law or delegated to the City Manager. Items may be removed from the statutory agenda at the request of two Councilmembers.

**a. Consideration – [Facade Improvement Grant Request](#) – Beth Wilson**

Consider approving a grant request for exterior improvements for Rodriguez School of Hair Design located at 220 North Main in the amount of \$1,760.50 (or approximately one-half the total project cost). Source of Funds: Fiscal Year 2004 Downtown Facade Improvements Grant Program. Staff recommends approval.

**b. Consideration – [Facade Improvement Grant Request](#) – Beth Wilson**

Consider approving a grant request for facade improvements from Camarino Serrato in the amount of \$4,175 for the property located at 410 North Main. Source of Funds: Fiscal Year 2004 Downtown Facade Improvements Grant Program. Staff recommends approval.

**c. Consideration – [Facade Improvement Grant Request](#) – Beth Wilson**

Consider approving a grant request for facade improvements from Camarino Serrato in the amount of \$4,375 for the property located at 412 North Main. Source of Funds: Fiscal Year 2004 Downtown Facade Improvements Grant Program. Staff recommends approval.

**d. Consideration – [Special Warranty Deed for Amberly Homes](#) – David Storrie**

Consider authorizing the Mayor to execute a special warranty deed for the sale of a Community Development lot located at 1208 Ridgedale to Amberly Homes, LLC, for the sum of \$3,000. The sale of the property will be for the construction of a home to be sold to a person(s) qualified as low to moderate income according to guidelines set by The Department of Housing and Urban Development (HUD) and as administered by Community Development Services for the City of Bryan, Texas.

**e. First Reading of an Ordinance – [Alley Closing \(AC 04-01\)](#) – Beth Wilson**

First reading of an ordinance executing the closing of the 20 foot wide alley within Block 30 of the Bryan Original Townsite, lying and being situated in Bryan, Brazos County, Texas; authorizing the Mayor to execute quitclaim deeds to the abutting property owners.

**f. First Reading of an Ordinance – [Renaming Heron Lakes Drive](#) – Joey Dunn**

First reading of an ordinance deleting the name of Heron Lakes Drive; renaming the thoroughfare Heron Lakes Circle as originally intended by the developer.

**g. First Reading of an Ordinance – [Railroad Crossing Closures](#) – Charlene Heath**

First reading of an ordinance of the City of Bryan, Texas, to prohibit motor vehicle traffic from crossing the Union Pacific Railroad tracks on Sims Street, 16<sup>th</sup> Street, 20<sup>th</sup> Street, 21<sup>st</sup> Street, Pease Street and two at 32<sup>nd</sup> Street.

**9. COUNCIL COMMITTEE REPORTS**

City of Bryan/Bryan Independent School District Committee – Councilmember Bradley

**10. CITY MANAGER'S REPORT AND COUNCIL CONCERNS**

Staff recognition, upcoming meetings and events, reports on attendance at meetings and events, future Council agenda items.

**11. ADJOURN**

FOR INFORMATION ON SIGN LANGUAGE INTERPRETATION, TDD OR OTHER TRANSLATION OR ACCESSIBILITY INFORMATION, PLEASE CONTACT THE PUBLIC INFORMATION OFFICER AT 209-5120. PLEASE TRY TO CONTACT THE ABOVE PERSON AT LEAST 48 HOURS BEFORE THE SCHEDULED TIME OF THE MEETING SO THAT YOUR REQUEST MAY BE ACCOMMODATED.